

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 14 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 22 1982 under 45452

The applicant High Desert Springs, L.L.C., hereby makes application for permission to change the point of diversion, place of use of a portion and the manner of use of water heretofore appropriated under Permit 23730, Certificate 13662

1. The source of water is Ash Springs
2. The amount of water to be changed 0.00137 c.f.s., not to exceed 0.745 acre-feet
3. The water to be used for Quasi-Municipal purposes
4. The water heretofore permitted for Quasi-Municipal purposes
5. The water is to be diverted at the following point Within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T.6S., R.60E., M.D.B.&M.; or at a point from which the NE corner of said Section 1 bears N. 11° 0' E., a distance of 910 feet.
6. The existing permitted point of diversion is located within Within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, T.6S., R.61E., M.D.B.&M.; or at a point from which the NW corner of said Section 6 bears N. 23° 42' W., a distance of 290 feet situated in Lincoln County, State of Nevada.
7. Proposed place of use portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, T.6S., R.60E., M.D.B.&M.; and portions of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, portions of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 5; SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, Section 6; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Section 7; portions of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8; T.6S., R.61E., M.D.B.&M.; as shown on the supporting map.
8. Existing place of use A portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, T.6S., R.60E., M.D.B.&M., more particularly described as Lots 12 of the Ash Springs subdivision (Lincoln County APN 11-120-07.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from March through September to November & January of each year.
11. Description of proposed works A submersible pump in Ash Springs Pool, thence through a pipeline distributions system.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works Three (3) years
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks: Water under this application is being co-mingled with other rights owned by the applicant for the proposed Ash Springs Resort development which will include a casino, motel, spa, RV

63501

park, golf course, airport, museum, nature exhibits, outdoor amphitheater and other amenities. Applicant has entered into an agreement with the BLM for the purchase of public lands which make up a portion of the proposed place of use.

s/Gregory M. Bilyeu
By Gregory M. Bilyeu-Agent
P. O. Box 70458
Reno, Nevada 89570-0458

Compared my/CMS

Protested _____

_____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: